

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

IN RE: § **Chapter 13**
SHERRIE M. DIAZ § **Case No. 16-31446-hcm**
§
Debtor §

TRUSTEE'S OBJECTION TO CONFIRMATION OF CHAPTER 13 PLAN

To the Honorable H. Christopher Mott, United States Bankruptcy Judge:

STUART C. COX, Standing Chapter 13 Trustee (“Trustee”), objects to Confirmation of the Debtor’s proposed Chapter 13 Plan and alleges:

I.

Trustee objects to confirmation insofar as the Debtor’s plan extends beyond sixty (60) months in violation of 11 U.S.C. § 1322(d).

II.

Further, Trustee objects to confirmation insofar as the Debtor is not able to make all payments under the plan in violation of 11 U.S.C. § 1325(a)(6).

Relief Sought

Trustee prays for an Order Denying Confirmation of the proposed Chapter 13 Plan without prejudice to amend within twenty (20) days of hearing, or in the alternative, that the instant case be dismissed, and that the Court grant the Chapter 13 Trustee such other, additional and further relief to which he may be justly entitled.

Respectfully submitted,

/s/Stuart C. Cox
Standing Chapter 13 Trustee
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/s/Lucille Zavala
Senior Staff Attorney for Stuart C. Cox
SBN: 22251370
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El Paso, TX 79936
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing *TRUSTEE'S OBJECTION TO CONFIRMATION OF CHAPTER 13 PLAN* was served upon the parties listed below by United States Mail, first class, postage prepaid on November 16, 2016.

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/s/Stuart C. Cox
/s/Lucille Zavala